

## **ASSIGNMENT OF UNITED STATES APPLICATION FOR PATENT**

Whereas, CARL ZEISS JENA GMBH (hereinafter referred to as Assignor), a corporation of Germany and having an address Carl-Zeiss-Promenade 10, 07745, Jena, Germany is the owner of United States Patent Application Serial No. 10/560,426, filed on March 16, 2007, entitled METHOD TO BE USED IN FLUORESCENCE MICROSCOPY, by assignment recorded on March 16, 2007 at Reel 019056, Frame(s) 0759; and

Whereas, CARL ZEISS MICROIMAGING GMBH (hereinafter referred to as Assignee), a corporation of Germany and having an address Carl-Zeiss-Promenade 10, 07745, Jena, Germany, is desirous of acquiring an interest in United States Patent Application Serial No. 10/560,426 ("the application") and in the Letters Patent to be obtained therefor:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the Assignor by these presents, hereby assigns, sells and transfers unto the said Assignee, for the territory of the United States of America, all right, title and interest in and to said application, and any and all divisions or continuations thereof, and in and to any Letters Patent that may be granted therefor together with any reissues, extensions or renewals thereof, the same to be held and enjoyed by the Assignee for Assignee's own use and behoof, and for Assignee's legal representatives, successors and assigns, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by the Assignor had this Assignment and same not been made; and the Assignor, and legal representatives thereof, hereby covenant and agree to execute and deliver any and all papers, and do all lawful acts that said Assignee may consider necessary or advisable to perfect title to said application and to obtain Letters Patent therefor, and any divisions, continuations, reissues, extensions and renewals thereof, and agree at any time upon request, to communicate to said Assignee, Assignee's successors and assigns, such facts relating to said application and Letters Patent or the history thereof as may be known to the Assignor and testify as to the same in any interferences, opposition or other litigation, when requested to do so, all without further consideration than that now paid, but at the expense of the said Assignee, Assignee's successors or assigns.

The Assignor hereby authorize(s) and request(s) the Commissioner for Patents to issue any and all Letters Patents of the United States resulting from the application or any continuing or divisional applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that it has full right to convey the entire interest herein assigned, and that it has not executed, and will not execute any agreement in conflict herewith.

IN WITNESS WHEREOF, this Assignment has been executed by the duly authorized representative of the Assignor this 19. day of January, 2010.

CARL ZEISS JENA GMBH (ASSIGNOR)

By: i.V. Willi Munsfeldt (Signature)  
Its: Head of Patent Department (Title)

**JACOBSON HOLMAN PLLC**  
**400 Seventh Street, NW Washington, D.C. 20004 (202) 638-6666**